## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,	)	
Plaintiff-Appellee,	) ) 79-	CR-73
vs.	)	
HAL C. RANKIN,	FILED	,
Defendant-Appellant.	JUN 26 1979 ( )	
UNITED STATES OF AMERICA,	Jack C. Silver, Clerk	
Plaintiff-Appellee,	U.S. DISTRICT COURT )	
Vs.	) 79-0	CR-74
BRIAN D. HUNT,	) )	
Defendant-Appellant.	)	

## ORDER

The eloquent prose espoused by the defendants would do justice to the proscenium upon which once trod the tragicodramatic Thespian verbalizing loquaciously of ideas and precepts of dissuasion to the populace in an attempt to obviate the salient points necessary for circumscription or demarcation.

The defendants-appellants stand convicted before the United States Magistrate of violation of 40 U.S.C. §318, et seq. and Title 41 C.F.R. §101-20.304.

This section of C.F.R. provides:

Conduct on property which creates loud or unusual noise; which unreasonably obstructs the usual use of entrances, foyers, lobbies, corridors, offices, elevators, stairways, or parking lots; which otherwise impedes or disrupts the performance of official duties by Government employees; or which prevents the general public from obtaining the administrative services provided on the property in a timely manner, is prohibited....

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The issue presented on this appeal, as stated by the defendants in their brief is "[T]hat conviction should be over-ruled since the actions in question did not take place in regard to government employees during the performance of their official duties and since the defendants were acting within their rights as citizens at the time of their arrest."

This misdemeanor charge as to each defendant is an excresence of the discordancy relative to certain hearings before the Nuclear Regulatory Board, chaired by Mr. Sheldon J. Wolfe, considering the application for a license by the Public Service Company of Oklahoma to construct the Black Fox Nuclear Generating Station, Units 1 and 2.

On February 20, 1979, the dissension between Messrs. Rankin and Hunt and the Nuclear Regulatory Board culiminated in the two gentlemen [defendants herein], by means of a metal chain and lock, obstreperously tethering themselves to the brace of one of the swinging doors in a Courtroom located in the United States Courthouse in Tulsa, Oklahoma.

The actions of Messrs. Rankin and Hunt were precipitated by an order by the Board, pursuant to a protective order dated January 5, 1975, that the hearing room was to be cleared of the public and witnesses who had not signed the January 5, 1975, protective order.

The evidence adduced at the non-jury trial of these defendants reveals that while they were not signatory to said order, it was their position that the "closed" meeting was illegal, and, being illegal, the Regulatory Board did not possess the authority of the prerogative to dispossess them from the hearing chamber.

The evidence further shows there were no loud noises or outbursts from these defendants while fettered to the brace of the swinging door, but it was necessary for the United States Marshals to cut the chains loose and remove the defendants, thus abating the hearing from some 10 to 15 minutes. The evidence further shows that while the public was still exiting the hearing chamber, the defendants were affixed to the brace aforementioned.

The defendants' briefs are replete with their philosophical arguments propounding their quintessential political idelogy, which the Court finds not effacious with respect to the ultimate decision of this Court in reviewing the evidence on this appeal from the ruling of the United States Magistrate.

In Cox v. Louisiana, 379 U.S. 536, 574 (1965) the Supreme Court commented:

our constitutional command of free speech and assembly is basic and fundamental and encompasses peaceful social protest, so important to the preservation of the freedoms treasured in a democratic society. We also reaffirm the repeated decisions of this Court that there is no place for violence in a democratic society dedicated to liberty under law, and that the right of peaceful protest does not mean that everyone with opinions or beliefs to express may do so at any time and place. There is a proper time and place for even the most peaceful protest and a plain duty and responsibility on the part of all citizens to obey all valid laws and regulations....(Emphasis supplied)

The fact, if it be a fact, that the defendants disagree with or consider invalid the particular government business which was then being conducted, could not serve to enlarge the First Amendment rights which they assert. United States v. Akeson, 290 F.Supp. 212, 217 (USDC Colo. 1968).

Moreoever, the Supreme Court has made it clear in two cases that those wishing to protest against governmental action or propagandise their views do not have a constitutional right to do so whenever and wherever they please. Adderley v. State of Florida, 385 U.S. 39, 87 S.Ct. 242, 17 L.Ed.2d 149 (1966); Cox v. State of Louisiana, supra.

It is not an affront [as a matter of law] for one to be excluded from a federal hearing under the circumstances here present.

This Court does not find a "chilling" of First Amendment rights as to the instant defendants. Even when governmental property is generally open to the public, reasonable nondiscriminatory regulation is appropriate to prevent interference with the designated and intended governmental use thereof. United States v. Cassiagnol, 420 F.2d 868 (4th Cir. 1970), cert.denied 397 U.S. 1044, 90 S.Ct. 1364 (1970).

With the above cases in mind, and cognizant of the fact that defendants do not attack the constitutionality of the regulation here involved, the Court has carefully perused the trial transcript presented with these appeals, and all briefs submitted.

The factual determination of the Magistrate is supported by the evidence, and the Court must affirm the judgment of conviction herein rendered. United States v. Blanket, 491 F.Supp. 15 (USDC WD Okl. 1975); United States v. Pennett, 496 F.2d 293 (10th Cir. 1974); United States v. Tager, 481 F.2d 97 (10th Cir. 1973).

AFFIRMED.

Entered this 26th day of

CHIEF UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OKLAHOMA

UNII	TED STATES DESTRIC	T COURT	
Northern	n District of	Oklahoma	
United States of Amer vs. LLOYD BURKE,		Criminal No. 79-	FILE
			JUN 26 1979
Pursuant to Rule	ORDER FOR DISMI	SSAL eral Rules of Crimin	JUN 26 1979  Jack C. Silver, Clerk  J. S. DISTRICT COURT
Procedure and by leav	e of court endors	ed hereon the United	States
Attorney for the No			<del>ala de la companya d</del>
hereby dismisses the	Informa (indictment, in	ation formation, complaint	against
	defen		

Leave of court is granted for the filing of the foregoing dismissal.

5/ 7/ Wale Cook
United States District Judge

Date: 6/26/79

FORM OBD-113

8-27-74

## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA

ROBERT JERRY	LEE,	)		
V	Movant,	)	Nos. 79-C-376-D	FILED
	S OF AMERICA,	)	76-CR-142-B	, and the same of
	Respondent.	)		JUN 26 <b>1978</b> Icck C. Silver, Clerk
		5 5 5 T	,	U. S. DISTRICT COURT

## ORDER

This is the third pro se motion pursuant to 28 U.S.C. § 2255 filed by Robert Jerry Lee challenging his conviction on plea of guilty to a one-count indictment charging a Dyer Act in violation of 18 U.S.C. § 2312, and sentence November 3, 1976, to three years imprisonment.

In the prior motions, Movant challenged the jurisdiction of the federal court to convict him because of dual state and federal custody. The motion was overruled by Order dated March 1, 1978, Case No. 77-C-450. In Case No. 78-C-249, Movant contended no crime under 18 U.S.C. § 2312 was committed because he had authority to drive the car he was charged with stealing and transporting across state lines. The motion was overruled by Order dated August 9, 1978. These Orders were affirmed on appeal by the Tenth Circuit Court of Appeals, United States v. Lee, Unreported Nos. 78-1513 and No. 78-1637, respectively, filed February 20, 1979.

In the present motion, Movant presents three contentions: First, his plea was not "totally voluntary" because he was drunk and in no mental conditon to think and thus incapable of entering a valid plea of guilty. He further asserts that he had been drunk for over six months prior to his plea, and for the first time in this third § 2255 motion, he claims that he was given whiskey while held in the Rogers County Jail to face both state and federal charges. Second,

Movant contends that no Dyer Act was committed as he was an employee of the Illini Motor Company with lawful possession of the car when it crossed the state line. Third, Movant contends that the sentence imposed was cruel and unusual as he is held nearly two thousand miles from his home and family and he is an alcoholic receiving no treatment for his illness.

Movant's first contention that his plea was involuntary because he was drunk has been previously presented by a motion to withdraw plea of guilty pursuant to Rule 32(d), Federal Rules of Criminal Procedure. The Judge who took the plea and imposed the sentence, the Honorable Allen E. Barrow, deceased, overruled the motion by Order dated July 21, 1978, in which Judge Barrow stated in Part:

"Movant had been in custody, in jail, in an alcohol-free environment from his arrest by police officers in Claremore, Oklahoma, until his appearance in this Court on October 21, 1976, when he entered his plea of guilty to the Federal charge herein. He was at all times before this Court in possession of his faculties and able to understand and respond to the Court's questions. He was alert and gave no indication of dull-wittedness, incoherence or intoxication. Movant's plea of guilty was free, and knowing, it was competently and voluntarily entered in full compliance with Rule 11, Federal Rules of Criminal Procedure, and constitutional safeguards as clearly appears of record and from this Court's memory of the proceedings. . . Petitioner at sentencing on November 3, 1976, personally advised the Court of his alcoholism and requested that his Federal sentence be run concurrently with his State of Oklahoma sentences."

Movant's motion to withdraw plea of guilty and the Order overruling were before the Tenth Circuit Court of Appeals in the appeal record of the § 2255 denial in Case No. 78-C-249, Appeal No. 78-1513, though not addressed by the appellate court. The prior determination of the allegation based on Judge Barrow's personal knowledge and memory of the plea and sentence should not at this time, almost three years after the conviction, be disturbed on Movant's bald, conclusory allegation, with no factual support as to when, how, and by whom he was given whiskey while in jail from his arrest

October 2, 1976, until his plea to the federal charge on October 21, 1976. See, Martinez v. United States, 344 F.2d 325 (Tenth Cir. 1965).

The second contention has also been previously determined adversely to the Movant by Judge Barrow, and that determination affirmed by the Tenth Circuit Court of Appeals. This allegation that no Dyer Act was committed need not again be considered. Sanders v. United States, 373 U.S. 1, 83 S.Ct. 1068, 10 L.Ed.2d 148 (1963); Stephens v. United <u>States</u>, 341 F.2d 101 (Tenth Cir. 1965).

The third contention that the sentence is cruel and unusual is without merit. The sentence imposed was well within statutory limits and is not subject to attack on the ground of severity in a direct appeal or a collateral proceed-United States v. Winn, 411 F.2d 415, (Tenth Cir. 1969) cert. denied 396 U.S. 919 (1969); Randall v. United States, 324 F.2d 726 (Tenth Cir. 1963). Further, pursuant to 18 U.S.C. § 3568 and § 4082(A), the Attorney General has the exclusive power to designate the place where federal sentences shall be served. Stillwell v. Looney, 207 F.2d 359 (Tenth Cir. 1953); Werntz v. Looney, 208 F.2d 102, 103 n. 2 (Tenth Cir. 1953). If Movant seeks to challenge his institutional treatment rather than the severity of the sentence, that should be done by petition to the United States District Court having jurisdiction over the place of incarceration.

Having reviewed the pending motion and the file, the Court finds that neither response nor hearing is required and the motion is without merit and should be overruled.

IT IS, THEREFORE, ORDERED that the motion pursuant to 28 U.S.C. § 2255 of Robert Jerry Lee be and it is hereby overruled and dismissed.

Dated this \_\_\_\_\_\_ day of June, 1979.

United States of	f America vs.	- <del> </del>		United	l tates	Distri	ct Co	urt f
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The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the contra was shown, or appeared to the court, the court adjudged the defendant gully as charged and convicted and ordered that the same shown, or appeared to the court, the court adjudged the defendant gully as charged and convicted and ordered that the same shown, or appeared to the court, the court and the same shown or appeared to the court and the same shown or appeared to the court and the same shown or appeared to the court and the same shown or appeared to the defendant is placed on probation for a period of Five (5) Years from this date.  SPECIAL EXAMPLE OF The same shown of the same shown of probations of probation set out on the same shown of			ted Title 1	3, U.S.	C.,
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The court asked whether defendant had anything to say why judgment should not be prosounced. Because no sufficient cause to the contra was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that incommenced. The impossition of santence is hereby suspended and the defendant is placed on probation for a period of Five (5) Years from this date.  SPECIAL The impossition of santence is hereby suspended and the defendant is to seek psychological or psychiatric guidance and assistance.  SPECIAL TORDITIONS OF THE PROBATION  In addition to the special conditions of probation insposed above, it is hereby ordered that the general conditions of probations and any time during the probation period or within a maximum probation for probation, reduce or extend the period of probation, and any time during the probation period or within a maximum probation for probation period or within a maximum probation for probation and continued to the custody of the Attorney General and recommends,  It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified officer.  CERTIFIED AS ATRUE COOK  BALLE COOK  6-15-79	TOTE PROTECTION FOR EACH OF THE CONTROL OF THE PROTECTION OF THE	and the second s		* = · · · · · · ·	
The court asked whether defendant had anything to say why judgment should not be pronounced. Because no sufficient cause to the court was shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that the same shown, or appeared to the court, the court adjudged the defendant guilty as charged and convicted and ordered that the same should be same should be the same should be the same should be same should				· · · · · · · · · · · · · · · · · · ·	
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In addition to the usual conditions of probation, the defendant is to seek psychological or psychiatric guidance and assistance.  ADDITIONAL CONDITIONS  OF PROBATION  In addition to the special conditions of probation imposed above, it is hereby ordered that the general conditions of probation set out on the reverse side of this judgment be imposed. The Court may change the conditions of probation, reduce or extend the period of probation, and any time during the probation period or within a maximum probation period of five years permitted by law, may issue a warrant and revolution for a violation of a violation accurring during the probat on period.  The court orders commitment to the custody of the Attorney General and recommends,  It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Marshal or other qualified office requirited for qua	PROBATION ORDER	a. grwe No Loo			
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COMMITMENT RECOMMENDATION  CERTIFIED AS A TRUE COPY ON  THIS DATE  H. DALE COOK  THIS DATE  ( ) CLERK		en e			
Shal or other qualified officer.  CERTIFIED AS A TRUE COPY ON  THIS DATE  SHALE COOK  H. DALE COOK  6-15-79	In addition to the special conditions of probation imposed. The Court may of the during the probation period or within a maxin	used above, it is hereby ordered that many change the conditions of probation mum probation period of five years	the general <b>co</b> nditions o , reduce o <b>r ex</b> tend the p permitted <b>by</b> law, may	of probation se period of proba issue a warr <b>a</b> nt	ation, and t and revol
GNED BY  L. U.S. District Judge  H. DALE COOK  6-15-79	In addition to the special conditions of probation imposed. The Court may sine during the probation period or within a maxin probation for a violation occurring during the probation of the court orders commitment to the custody of the court orders.	sed above, it is hereby ordered that ty change the conditions of probation mum probation period of five years period.	the general conditions of the permitted by law, may mends,  It is ordere a certified	of probation se period of proba issue a warrant d that the Cler copy of this j	t and revol
GNED BY  X. U.S. District Judge  H. DALE COOK  6-15-79	In addition to the special conditions of probation imposed. The Court may stime during the probation period or within a maxin probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation period or within a maxin probation for a violation period or within a maxin probation for a violation period or within a maxin probation for a violation period or within a maxin probation for a violation occurring during the probat on probation for a violation period or within a maxin probation for a violation occurring during the probat on probation period or within a maxin probation for a violation occurring during the probation period or within a maxin probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probation occurring during the p	sed above, it is hereby ordered that ty change the conditions of probation mum probation period of five years period.	the general conditions of the permitted by law, may mends,  It is ordere a certified and commi	of probation se period of proba issue a warrant d that the Cler copy of this j	t and revok t and revok rk deliver udgment U.S. Mar-
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H. DALE COOK ( ) CLERK	In addition to the special conditions of probation important of the special conditions of probation important of the probation period or within a maxin probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation for a violation occurring during the probat on probation important or probation period or within a maxin probation for a violation occurring during the probation period or within a maxin probation for a violation occurring during the probation period or within a maxin probation for a violation occurring during the probation period or within a maxin probation for a violation occurring during the probation of the probation period or within a maxin probation for a violation occurring during the probation of the probation period or within a maxin probation of the proba	sed above, it is hereby ordered that ty change the conditions of probation mum probation period of five years period.	the general conditions of the permitted by law, may nends,  It is ordere a certified and commishal or other.	of probation se heriod of proba- issue a warrant d that the Cler copy of this j itment to the l er qualified off	k deliver udgment U.S. Mar- licer.
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	JUDGMENT	AND PROBA					) - 245 (5/75
	In the presence of the atto				MONT		YEAI
COUNSEL	the defendant appeared in	L However the court	t advised defendar	nt of right to co	6 ounsel and asked	14 whether defenda	79 nt desired
	WITH COUNSEL	have counsel appoin			Appointe		sel. — — -
PLEA	GUILTY, and the co		L NOL	·	475	NOT GUILTY	of the second
		NOT C	GUILTY. Defend	lant is discharge	e <b>d</b>		
	There being a finding	tof { X GUIL	ΓY,		1.75		***.
FINDING &	Defendant has been convice Sections 2 and	ted as charged of the of	fense(s) of <b>hav</b> god in Cou	ing violant 2 of	ted fill the Indic	e Is, v.s tment.	.c.,
JUDGMENT	· ·		*			- · · · · · · · · · · · · · · · · · · ·	u+ +u
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	)			1		1.45	
SENTENCE OR	•	he court, the court adjudge	ed the defendant g  of sente  is placed	nce is he on probe	areby sus	ordered that: XX pended an	d
0R	was shown, or appeared to t	he court, the court adjudged to the imposition the defendant	ed the defendant g  of sente  is placed	nce is he on probe	areby sus	ordered that: XX pended an	acamana d
OR PROBATION ORDER  SPECIAL CONDITIONS OF	count 2 -	he court, the court adjudg communication the imposition the defendant Four (4) Years to the usual	of sente is placed from thi	nce is he on probe a date.	reby susation for	pended an a period	d of
OR PROBATION ORDER  SPECIAL CONDITIONS OF	Count 2 -	he court, the court adjudg communication the imposition the defendant Four (4) Years to the usual	of sente is placed from thi	nce is he on probe a date.	reby susation for	pended an a period	d of
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF	Count 2 -	The imposition the defendant four (4) Years be imposed. The Court main period or within a maxim period or within a maxim.	of sente is placed from thi  condition color to	eby ordered that	the general condi-	pended an a period the defendations of probation of the period of the peri	d of
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION	In addition is directed to is directed to is directed to in the special conference of this judgment any time during the probation probation for a violation occur.  The court orders committed.	The imposition the defendant four (4) Years to the usual return to school imposed. The Court main period or within a maximum during during the probation	of sente is placed from this condition of sente is placed from this condition of sente is placed from the condition of sente is condition of sente is condition per condition cond	eby ordered that tions of probation in grobation in groba	the general condition for a trion for a tr	pended an a period the defendations of probation of the period of the peri	set out on bation, and and reversigning mentions in the contraction of
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION	In addition is directed to is directed to is directed to in the special conference of this judgment any time during the probation probation for a violation occur.  The court orders committed.	The imposition the defendant four (4) Years to the usual return to school imposed. The Court main period or within a maximum during during the probation	of sente is placed from this condition of sente is placed from this condition of sente is placed from the condition of sente is condition of sente is condition per condition cond	eby ordered that tions of probation in grobation in groba	the general condition for a trion for a tr	pended an a period  tions of probation d the period of produced that the Cotified copy of this commitment to the period to the commitment to the period of produced that the Cotified copy of this commitment to the period of produced that the Cotified copy of this commitment to the period of the p	set out on bation, and int and revo
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT RECOMMEN-	In addition is directed to is directed to is directed to in the special conference of this judgment any time during the probation probation for a violation occur.  The court orders committed.	The imposition the defendant four (4) Years to the usual return to school imposed. The Court main period or within a maximum during during the probation	of sente is placed from this condition of sente is placed from this condition of sente is placed from the condition of sente is condition of sente is condition per condition cond	eby ordered that tions of probation in grobation in groba	the general condition for extending permitted by law mends,  It is a certain condition of the certain condition for extending permitted by law mends,  CERTIFICATION CONTRACTOR	pended an a period  tions of probation of the period of producent.  tions of probation of the period of producent of the period of producent ordered that the Cotified copy of the commitment to the protection of the period of the period of the period copy of the period copy of the period of the period copy of the per	set out on bation, and int and revo

DEFENDANT	MICHAEL CHRISTOPHER KNOTT	NORTHERE DIST	RICT OF OKLAI	IONA
DEFENDANT	MICHAEL CHRISTOPHER KNOTT	DOCKET NO.	79-CR-50-02-0	•
	JUDGMENT AND PROBATION/			O·245 (5/75)
	In the presence of the attorney for the government the defendant appeared in person on this date		MONTH DAY	YEAR
COUNSEL	L J WITHOUT COUNSEL However the court advised def have counsel appointed by the co	=		
	X WITH COUNSEL Kenneth L. St	(Name of counsel)	pinted	سبه وسيق وسمع وس
PLEA	GUILTY, and the court being satisfied that there is a factual basis for the plea,	NOLO CONTENDERE,	NOT GUILTY	
$\overline{}$	NOT GUILTY. Do	efendant is discharged		199
	There being a finding coexist of \( \times \text{ \text{\LX} GUILTY.} \)			y. Oran
FINDING &	Defendant has been convicted as charged of the offense(s) of 1 \$2 and 495, as charged in Count 1	uving violated	ritle 18, V.	s.C.,"
JUDGMENT	The Court finds that at the time 19 years of age and subject to the defendant does not now need to be	Youth Correction	the defender p Act, but ti	was lat the
		<ul> <li>And the first of partial fields of the partial fields</li></ul>		:
SENTENCE	The imposition of sentence is he is placed on probation for a period	ereby suspended a l of Four (4) Yea	and the defer ars from this	ndant s date.
SENTENCE OR PROBATION ORDER	The imposition of sentence is he is placed on probation for a period	l of Four (4) Ye	ars from this	s date.
OR PROBATION	is placed on probation for a period	l of Four (4) Ye	ars from this	s date.
OR PROBATION	In addition to the usual condition is directed to either obtain proper some vocational school so that he chimself.	l of Four (4) Yes	ars from this  the defendant or atter and support	iant
OR PROBATION ORDER  SPECIAL CONDITIONS OF	In addition to the usual condition is directed to either obtain proper some vocational school so that he chimself.	of Four (4) Yes	ars from this  a, the defendment or atter  a and support	iant
OR PROBATION ORDER  SPECIAL CONDITIONS OF	In addition to the usual condition is directed to either obtain proper some vocational school so that he chimself.	l of Four (4) Yes	n, the defendment or atter	ant iant
OR PROBATION ORDER  SPECIAL CONDITIONS OF	In addition to the usual conditions of probation imposed above, it is reverse side of this judgment be imposed. The Court may change th	lons of probation: gainful employers learn a trade	ars from this  the defendment or attent  and support	iant id set out on th
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF	In addition to the usual conditions of probation imposed above, it is reverse side of this judgment be imposed. The Court may change the content of the court may change the cour	of Four (4) Yes	ars from this  the defendment or attent  and support	set out on the obation, and a ant and revok
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT RECOMMEN-	In addition to the usual conditions of probation imposed above, it is reverse side of this judgment be imposed. The Court may change the cany time during the probation period or within a maximum probation probation for a violation occurring during the probation period.	of Four (4) Yes	the defendence and support	set out on the batton, and a ant and revoked by the control of the
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT	In addition to the usual conditions of directed to either obtain proper some vocational school so that he himself.  In addition to the special conditions of probation imposed above, it is reverse side of this judgment be imposed. The Court may change the cany time during the probation period or within a maximum probation probation for a violation occurring during the probation period.  The court orders commitment to the custody of the Attorney	lons of probations and learn a trade that the general and recommends,	the defendence and support	set out on the bation, and a ant and revoked.
OR PROBATION ORDER  SPECIAL CONDITIONS OF PROBATION  ADDITIONAL CONDITIONS OF PROBATION  COMMITMENT RECOMMEN-	In addition to the usual conditions of probation imposed above, it is reverse side of this judgment be imposed. The Court may change the carry time during the probation period or within a maximum probation probation for a violation occurring during the probation period.  The court orders commitment to the custody of the Attorney	lons of probation: gainful employment learn a trade and trade on period of five years permitted. General and recommends,	I conditions of probation rextend the period of probation by law, may issue a warn.  It is ordered that the Ca certified copy of the and commitment to the shall or other qualified.	set out on the obation, and a ant and revoke (i).  Clerk deliver is judgment the U.S. Marofficer.

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nited States of	America vs. United Scates	s District Court fo
DEFENDANT	<b>&gt;</b>	ISTRICT OF OKLAHOMA
		79-CR-76-C
	JUDGMENT AND PROBATION/COMMITME	NT ORDER AO-245 (6/74)
	In the presence of the attorney for the government the defendant appeared in person on this date	MONTH DAY YEAR 6 11 79
COUNSEL	WITHOUT COUNSEL  However the court advised defendant of right to counse have counsel appointed by the court and the defendant there  X WITH COUNSEL  RTIC R. Anderson, Court  (Name of counsel)	upon waived assistance of counsel.
PLEA	GUILTY, and the court being satisfied that there is a factual basis for the plea,	, NOT GUILTY
	There being a finding/section of WILTY. Defendant is discharged GUILTY.	Judia Hele. Judia Physica
FINDING & JUDGMENT	Defendant has been convicted as charged of the offense(s) of having violat Section 1326, as charged in the Indictment.	did o programme of the state of
SENTENCE OR PROBATION ORDER	The imposition of sentence is hereby suspendental and the proposition of probation for a period of from this date.	convicted and ordered that:
SPECIAL CONDITIONS OF PROBATION	In addition to the usual conditions of pro is ordered to return or be returned to Mexico, enter the United States again illegally.	
ADDITIONAL CONDITIONS OF PROBATION	In addition to the special conditions of probation imposed above, it is hereby ordered that the greverse side of this judgment be imposed. The Court may change the conditions of probation; red any time during the probation period or within a maximum probation period of five years perm probation for a violation occurring during the probation period.	luce or extend the period of probation, and a
COMMITMENT RECOMMEN- DATION	The court orders commitment to the custody of the Attorney General and recommend	It is ordered that the Clerk deliver a certified copy of this judgment and commitment to the U.S. Mar- shal or other qualified officer.
IGNED BY		CERTIFIED AS A TRUE COPY ON
U,S, Distri		By
-	H. DALE COOK	( ) CLERK

ed States of Ameri		Dates w		^	OII.	ited S				OKLAR	
FENDANT >	PERSIANDO	KTAWR.	- BALCEL	<u> </u>		_ BUALT			<u> </u>		
FERDARI			ÿ		t	DOCKET	NO. ➤	79	-CR-66	i-c	
Jl	JDGME	NTA	ND PR	OBAI	ION/	Ç O IVI IV	IIIVIE	: NI I	OKD	EK AC	245 (6/
In the	e presence of lefendant app	the attorne eared in pei	ey for the goverson on this o	vernment date ——		<u></u>	<del></del>	_ M	ONTH 6	DAY	75
DUNSEL L	WITHOUT (	COUNSEL	However have coun	isel appointe	d by the cou	ndant of rig	endant there	cupon w	asked whet aived assist	ther defendar	nt desired sel.
	WITH COU	NSEL L.		<u>longl</u>	as bis	Name	of counsel)				
PLEA	J GUILTY, as there is a fa			fied that	<u> </u>	NOLO CON	ITENDERI	E, L	NO	T GUILTY	
The	e being a find	ling/version		ם GUILTY L GUILTY	UILTY. De Y.	efendant is d	lischarged				
Defe	endant has be	en convicte .324 (a.)	d as charged (2), as	of the offe	ense(s) of	having the Ind	violat lictmen	ted T	itle :	8, U.S.	C.,
DOMENT !		<u> </u>	diam nd	7 +ba 6	murt t	hat the	defin	adant	is t	he age	of
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			DOCKET NO.	
	JUDGMENT AND	PROBATION	/COMMITMEN	T ORDER A0-245 (6/7-
	In the presence of the attorney for the defendant appeared in person on	he government this date ——————		MONTH DAY YEA
DUNSEL	WITHOUT COUNSEL How have	e counsel appointed by the	defendant of right to counsel court and the defendant thereup  R. Anderson Court (Name of counsel)	
PLEA	GUILTY, and the court being there is a factual basis for the		NOLO CONTENDERE,	UN 7 1979
	There being a finding/matter of	□□□ NOT GUILTY. □■□ GUILTY.	Defendant is discharged	Jack C. Silver, Clerk U. S. DISTRICT COUR
NDING &	Defendant has been convicted as ch	arged of the offense(s) on the Indictment	of <b>having violate</b> <b>nt.</b>	d Title 18, U.S.C.,
ENTENCE OR ROBATION ORDER	The imposition of is placed on probat.	sentence is l ion for a peri	pereby suspended and of Three (3)	and the defendant Years from this date
ONDITIONS OF	In addition to the ordered to return to without permission	o Newton and :	La mot to re-enti	ar the farteer states
SPECIAL ONDITIONS OF ROBATION	ardered to return t	o Newton and :	La mot to re-enti	n, the defendant is ar the United States
ONDITIONS OF	ordered to return to without permission.  In addition to the special conditions of	of the proper of probation imposed above sed. The Court may change or within a maximum pro	e, it is hereby ordered that the g	er the Chicag strong
ONDITIONS OF ROBATION  DDITIONAL ONDITIONS OF	In addition to the special conditions or reverse side of this judgment be important time during the probation period	of probation imposed above sed. The Court may change or within a maximum proing the probation period.	e, it is hereby ordered that the gent the conditions of probation, redubation period of five years perm	eneral conditions of probation set out of uce or extend the period of probation, a litted by law, may issue a warrant and response.  S,  It is ordered that the Clerk delives a certified copy of this judgme
ONDITIONS OF ROBATION  DITIONAL ONDITIONS OF ROBATION	In addition to the special conditions or reverse side of this judgment be important time during the probation period probation for a violation occurring dur	of probation imposed above sed. The Court may change or within a maximum proing the probation period.	e, it is hereby ordered that the gent the conditions of probation, redubation period of five years perm	eneral conditions of probation set out of uce or extend the period of probation, a litted by law, may issue a warrant and response.  S,  It is ordered that the Clerk delives a certified copy of this judgme
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